



PATENT
PD-200055
Customer No. 020991

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kahn et al.

Serial No.: 09/620,832

Filed: July 21, 2000

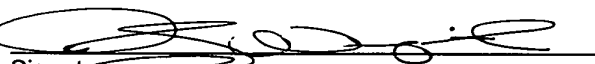
Title:
VIDEO ON DEMAND PAY PER VIEW
SERVICES WITH UNMODIFIED
CONDITIONAL ACCESS
FUNCTIONALITY

Group Art Unit: 2711

Examiner: TO BE DETERMINED

) I hereby certify that this paper (or fee) is being
) deposited with the United States Postal Service as
) first class mail, postage prepaid, in an envelope
) addressed to:

) Assistant Commissioner for Patents, Washington,
) DC 20231 on this date:

) 
) Signature

) Dana J. Warnquist
) Typed or printed name of person signing Certificate

) Date: November 2, 2000

**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NONPROVISIONAL APPLICATION**

Assistant Commissioner for Patents
Washington, DC 20231

Dear Sir:

This is in response to the Notice to File Missing Parts of Nonprovisional Application dated September 8, 2000. A copy of the Notice is enclosed.

1. Transmitted herewith for filing is the declaration of inventors: Raynold M. Kahn, Gregory J. Gagnon, David D. Ha, Peter M. Klauss, Christopher P. Curren, and Thomas H. James.

2. The filing fee for this application has been previously paid, in the amount of \$996.00.

3. In response to the Notice to File Missing Parts of Nonprovisional Application dated September 8, 2000, Applicants elect option III as noted therein.

Specifically, the application as filed on July 21, 2000 was substantively complete as presented. Accordingly, the effective filing date should remain the original date of deposit of the application papers in the Patent Office.

4. Submitted herewith is a Preliminary Amendment which inter alia amends the specification to correct the page numbering and to address the incomplete sentence on page 22 of the specification.

5. Please charge Deposit Account No. 50-0383 of Hughes Electronics, El Segundo, California, in the amount of \$130.00 for the required Surcharge pursuant to 37 CFR 1.27. The Assistant Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to that account.

6. The Assistant Commissioner is further hereby authorized to charge to said above Deposit Account No. 50-0383, pursuant to 37 CFR 1.25(b), any fees whatsoever which may properly become due or payable, as set forth in 37 CFR 1.16 to 1.17 inclusive, for the entire pendency of this application without specific additional authorization.

Should the Examiner wish to discuss the foregoing or any matter of form in an effort to advance this application towards allowance, he is invited to telephone the undersigned at the indicated number.

This form is submitted in triplicate.

Date: November 6, 2000

Respectfully submitted,


John A. Crook, Reg. No: 30,830
Attorney for Applicants

HUGHES ELECTRONICS CORPORATION
Bldg. 01, M.S. A109
P.O. Box 956
El Segundo, CA 90245-0956
Telephone: 303/712.5044



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Page 1 of 2
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[Signature]

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/620,832	07/21/2000	Raynold M. Kahn	PD-200055

020991
HUGHES ELECTRONICS CORPORATION
PATENT DOCKET ADMINISTRATION
BLDG 001 M/S A109
P O BOX 956
EL SEGUNDO, CA 902450956

FORMALITIES LETTER



OC000000005385590

Date Mailed: 09/08/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

11/15/2000 SDENB0B1 00000058 500383 09620832

- The balance due by applicant is \$ 130.⁰¹ FC:105 130.00 CH

The following item(s) appear to have been omitted from the application:

- Page(s) 23 of the specification (description and claims).

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the Patent and Trademark Office (PTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(i))) with evidence of such deposit must be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the PTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the PTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h)) requesting the later filing date must be filed within **TWO MONTHS** of the date of this Notice.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the PTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the PTO, and original application papers (*i.e.*, the original disclosure of the invention) will include only those application papers present in the PTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

A copy of this notice MUST be returned with the reply.

A. Legesse

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE